

SENATE BILL No. 583

DIGEST OF INTRODUCED BILL

Citations Affected: IC 12-14-28-1.

Synopsis: Public assistance asset limitation for TANF program. Specifies a family asset limitation of \$15,000 to qualify and remain eligible for assistance under the federal Temporary Assistance for Needy Families (TANF) program. Exempts certain real and personal property in calculating a family's assets.

Effective: July 1, 2009.

Errington

January 20, 2009, read first time and referred to Committee on Health and Provider Services.

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Introduced

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

SENATE BILL No. 583

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 12-14-28-1 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 1. **(a)** As used in this
3 chapter, "qualifying family" means a family that meets all the following
4 conditions:

5 (1) The family consists of:

6 (A) a pregnant woman;

7 (B) a child who is less than eighteen (18) years of age; or

8 (C) a child who is at least eighteen (18) years of age but less
9 than twenty-four (24) years of age who is attending secondary
10 or post secondary school at least half-time.

11 (2) The child described in subdivision (1)(B) or (1)(C) resides
12 with a custodial parent or other adult caretaker relative, which
13 may include a child that may be temporarily living away from the
14 custodial parent or other adult caretaker relative while attending
15 school.

16 (3) The gross family income is less than two hundred fifty percent
17 (250%) of the federal poverty level.

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(4) Except as provided by subsection (c), the value of the family's assets, as described in subsection (b), is not more than fifteen thousand dollars (\$15,000).

(b) For purposes of this section, family assets include the current market value of real or personal property owned by the family, less the total liens or encumbrances against the real or personal property. Family assets do not include the following:

(1) Real property that is the primary residence of the family.

(2) Five thousand dollars (\$5,000) of equity in one (1) motor vehicle.

(3) The current market value of any apparatus installed in a motor vehicle for the use or benefit of a disabled person.

(4) Household goods and personal effects.

(5) Livestock, farm implements, and tools used in the production of meat, dairy, or produce for home consumption.

(6) The proceeds, or any interest earned on the proceeds, of casualty insurance received as a result of:

(A) damage;

(B) destruction;

(C) loss; or

(D) theft;

of exempt real or personal property if the applicant or recipient demonstrates that the proceeds are being used to replace the exempt property.

(7) One (1) burial plot and one thousand five hundred dollars (\$1,500) of equity value in one (1) written funeral contract for each TANF family member.

(8) Real property during the first six (6) month period after the date the property is listed for sale.

(9) An individual development account established under IC 4-4-28.

(c) The asset limitation set forth in subsection (a)(4) applies continuously beginning at the time of application and throughout the entire period that assistance is received under the program.

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